

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION**

LYNETTE BOOTH, BARBARA FORD, and
PHILIP FAVIA, individually and on behalf of all
others similarly situated,

Plaintiffs,

v.

PACIFIC WEBWORKS, INC., a Nevada
corporation, THE QUAD GROUP, LLC, a Utah
limited liability company, and BLOOSKY
INTERACTIVE, LLC, a California limited liability
company, INTERMARK COMMUNICATIONS,
INC., a New York corporation,

Defendants.

Case No. 09-cv-07867

Consolidated with Case No. 1:11-cv-08561

Honorable Joan H. Lefkow

Magistrate Judge Morton Denlow

STIPULATION OF DISMISSAL

Plaintiffs Barbara Ford and Philip Favia (“Plaintiffs”) and Defendants Pacific Webworks, Inc., The Quad Group, LLC, Bloosky Interactive, LLC, and Intermark Communications, Inc. (“Defendants,” collectively “the Parties”), by and through their undersigned counsel, pursuant to Fed. R. Civ. P. 41(a)(1)(A)(ii), hereby stipulate and agree to dismiss the action captioned *Ford, et al. v. Pacific WebWorks, Inc., et al.*, Case no. 1:09-cv-07687 (the “Action”), *without prejudice*. In support of the instant stipulation, the Parties state as follows:

WHEREAS, by stipulation dated June 8, 2012, the Parties informed the Court (i) that Plaintiffs, Pacific WebWorks, The Quad Group and Bloosky had reached a class action settlement that, if finally approved, would fully and finally resolve Plaintiffs’ claims against Pacific WebWorks, The Quad Group and Bloosky in the Action, (ii) that the settlement had been reduced to writing and fully executed, and contemplates effectuation through the case captioned *Booth, et al. v. Pacific WebWorks, Inc., et al.* (the “Booth matter”) in the Circuit Court of Cook

County, Illinois, and (iii) requested that Court remand the *Booth* matter to the Circuit Court of Cook County in accordance with the terms of the settlement agreement, (Dkt. 157); and

WHEREAS, in light of the settlement, the Parties have conferred and agreed to dismiss this case and each of Plaintiffs' claims against Defendants, *without prejudice*, so that they may focus their efforts and resources on obtaining approval of the settlement in the Circuit Court;

NOW THEREFORE, IT IS HEREBY STIPULATED AND AGREED:

1. The Action and each of Plaintiffs' claims against Defendants shall be dismissed *without prejudice*; and
2. Each party shall bear their own costs and attorneys' fees in any way related to the litigation of the Action, except as otherwise contemplated by Plaintiffs' and Pacific WebWorks', The Quad Group's, and Bloosky's written settlement agreement.

IT IS SO STIPULATED.

BARBARA FORD and PHILIP FAVIA,
individually and on behalf of all others similarly
situated,

Dated: June 15, 2012

By: /s/ Rafey S. Balabanian
One of Plaintiffs' Attorneys

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PACIFIC WEBWORKS, INC.,

Dated: June 15, 2012

By: /s/ Robert E. Mansfield
One of Defendant's Attorneys

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THE QUAD GROUP, LLC,

Dated: June 15, 2012

By: /s/ Robert E. Mansfield
One of Defendant's Attorneys

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BLOOSKY INTERACTIVE, LLC,

Dated: June 15, 2012

By: /s/ Ari N. Rothman
One of Defendant's Attorneys

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INTERMARK COMMUNICATIONS, INC.,

Dated: June 15, 2012

By: /s/ Ina B. Scher
One of Defendant's Attorneys

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CERTIFICATE OF SERVICE

I, Rafey S. Balabanian, an attorney, hereby certify that on June 15, 2012, I served the above and foregoing ***Stipulation of Dismissal***, by causing a true and accurate copy of such paper to be filed and served on all counsel of record via the Court's CM/ECF electronic filing system, on this the 15th day of June 2012.

/s/ Rafey S. Balabanian